

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
WESTERN DIVISION

TAURUS DAVON MILLER,

Petitioner,

v.

MARTIN BITER,

Respondent.

Case No. CV 12-08460 ODW (AN)

ORDER ACCEPTING THE FINDINGS  
AND RECOMMENDATION OF THE  
UNITED STATES MAGISTRATE JUDGE

Pursuant to 28 U.S.C. § 636, the Court has reviewed the file, including the Magistrate Judge's Report and Recommendation ("R&R") and Petitioner's Objections (erroneously titled "Response") [19]. Further, the Court has completed a *de novo* review of those portions of the R&R to which Petitioner has objected.

IT IS ORDERED that:

1. The Objections, which reiterate arguments made in the First Amended Petition, are overruled for the reasons set forth in the R&R.

2. The Court accepts the findings and recommendation of the R&R.

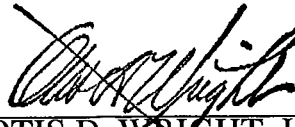
3. Judgment shall be entered denying the First Amended Petition and dismissing this action with prejudice.

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1           4. All pending motions are denied as moot and terminated.

2           IT IS FURTHER ORDERED that the clerk of the Court shall serve a copy of this  
3 Order and the Judgment on all counsel or parties of record.

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6 Dated: April 22, 2013

  
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OTIS D. WRIGHT, II  
UNITED STATES DISTRICT JUDGE